

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

<b>SENECCA FREEMAN,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>vs.</b>	)	<b>Case No. 22-CV-1301-SMY</b>
	)	
<b>WARDEN FCI GREENVILLE,</b>	)	
	)	
<b>Respondent.</b>	)	

**MEMORANDUM AND ORDER**

**YANDLE, District Judge:**

Pursuant to 28 U.S.C. § 2241, Petitioner Senecca Freeman filed the instant habeas corpus action to challenge his designation under the Armed Career Criminal Act because of a predicate unarmed robbery conviction. On December 15, 2022, this Court denied Freeman’s habeas petition and entered judgment (Docs. 14 and 15). Freeman now moves for reconsideration (Doc. 16).

Under Rule 59(e), the Court may alter or amend its judgment if the movant “clearly establish[es] (1) that the court committed a manifest error of law or fact, or (2) that newly discovered evidence precluded entry of judgment.” *Blue v. Hartford Life & Acc. Ins. Co.*, 698 F.3d 587, 598 (7th Cir. 2012) (quoting *Harrington v. City of Chicago*, 433 F.3d 542, 546 (7th Cir. 2006)). Relief sought under Rule 59(e) is an “extraordinary remed[y] reserved for the exceptional case.” *Foster v. DeLuca*, 545 F.3d 582, 584 (7th Cir. 2008).

Motions for reconsideration are not appropriate vehicles for re-litigating arguments the Court previously rejected or for arguing issues or presenting evidence that could have been raised during the pendency of the motion presently under reconsideration. *Sigworth v. City of Aurora*, 487 F.3d 506, 512 (7th Cir. 2007). In other words, a proper motion to reconsider does more than

take umbrage and restate the arguments that were initially rejected. *County of McHenry v. Ins. Co. of the West*, 438 F.3d 813, 819 (7th Cir. 2006).

Here, Freeman reasserts arguments that this Court ruled are precluded by the waiver of collateral attack clauses in his plea agreement. He fails to identify any newly discovered case law, or a manifest error of law or fact committed by the Court. Accordingly, the Motion for Reconsideration (Doc. 16) is **DENIED**.

**IT IS SO ORDERED.**

**DATED: January 24, 2023**



**STACI M. YANDLE**  
**United States District Judge**